

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

JUDGMENT IN A CIVIL CASE

THOMAS J. DELLAVILLA

V.

CASE NUMBER: 7:07-CV-400(FJS/DEP)

COMMISSIONER OF SOCIAL
SECURITY

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED, that judgment be entered in favor of plaintiff against defendant, reversing the Commissioner's final decision and remanding this case for further administrative action pursuant to the fourth sentence of 42 U.S.C. §405(g) according to the Stipulation and Order of the Hon. Frederick J. Scullin, Jr. filed on October 5, 2007.

DATED: October 5, 2007


Clerk of Court

LKB:Imp